

05-13-02 UP B
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: McNeilage et al.

: Group Art Unit: 1661

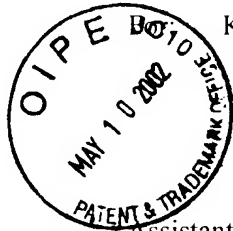
Serial No: 10/084,606

: Examiner: Not yet assigned

Filed: February 25, 2002

: Confirmation No. 1625

KIWI PLANT NAMED 'HORTGEM RUA'



TRANSMITTAL
RESPONSE TO NOTICE TO FILE MISSING PARTS

Assistant Commissioner for Patents
BOX MISSING PARTS
Washington, DC 20231

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application mailed March 22, 2002 included herewith are:

- Check in the amount of **\$640.00** in Response to Notice to File Missing Parts (\$510 filing fee; and \$130 declaration surcharge);
- Copy of Formalities Letter (Notice to File Missing Parts); and
- Plant Patent Application Declaration executed by the inventors.

If the enclosed amount is incorrect, please charge any deficiency or credit any overpayment to Deposit Account No. 07-1969.

Respectfully submitted,

Heeja Yoo-Warren
Reg. No. 45,495
Customer No. 23713

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Attorney docket No. 14-02
nrn: May 10, 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for Express Mail in an envelope addressed to:

The Assistant Commissioner for Patents,
Washington, D.C., 20231

5/10/02
Date

Nina Norman

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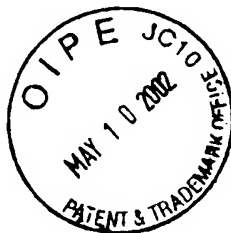


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/084,606	02/25/2002	Mark A. McNeilage	14-02

23713
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BOULDER, CO 80303



CONFIRMATION NO. 1625

FORMALITIES LETTER



OC000000007701091

Date Mailed: 03/22/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 510 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 640.**

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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